A BILL FOR AN ACT

RELATING TO EDUCATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

| 1 | PART I |
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| 2 | SECTION 1. The legislature finds that certain public |
| 3 | schools have geographical features, such as streams or rough |
| 4 | terrain, on or adjacent to their property and have been required |
| 5 | to expend their own school funds to maintain these features. |
| 6 | There are currently twenty-four public schools with streams and |
| 7 | one hundred thirteen schools with other types of terrain, which |
| 8 | these schools need to pay to maintain. The legislature further |
| 9 | finds that these schools' financial resources could and should |
| 10 | be better spent on actual education-related needs. In addition, |
| 11 | because not all public schools have streams or rough terrain on |
| 12 | or adjacent to their property, schools that do should not be |
| 13 | unfairly disadvantaged. |
| 14 | The purpose of this part is to prohibit public schools from |
| 15 | being required by the department of education to expend any |
| 16 | school funds to maintain any geographically disadvantageous |
| 17 | land, including streams and rough terrain. |

- 1 SECTION 2. Chapter 302A, Hawaii Revised Statutes, is 2 amended by adding a new section to be appropriately designated
- 3 and to read as follows:
- 4 "§302A- Maintenance of geographically disadvantageous
- 5 land; expenditure of school funds; prohibited. (a)
- 6 Notwithstanding any law to the contrary, a public school shall
- 7 not be required by the department of education to expend any
- 8 school funds to maintain any geographically disadvantageous land
- 9 on or adjacent to its property.
- 10 (b) As used in this section:
- "Geographically disadvantageous land" includes rough
- 12 terrain and streams.
- "Rough terrain" means land that is uncultivated,
- 14 <u>undeveloped</u>, and unsuitable for educational purposes and that
- 15 may be covered by scrub or boulders.
- 16 "Stream" means natural, altered, or improved channels that
- 17 have seasonal or continuous water flows as a result of either
- 18 surface stormwater runoff or groundwater influx, or both.
- 19 Streams include channels, streambeds, stream banks, drainage
- 20 ways, and stream mouths."

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                                 PART II
 2
         SECTION 3. There is appropriated out of the general
 3
    revenues of the State of Hawaii the sum of $ or so much
 4
    thereof as may be necessary for fiscal year 2019-2020 and the
 5
    same sum or so much thereof as may be necessary for fiscal year
 6
    2020-2021 for six permanent full-time equivalent (6.0 FTE)
7
    positions and funding for the Hawaii teacher standards board as
8
    follows:
9
         (1)
                  for one permanent full-time equivalent
10
              (1.0 FTE) secretary IV position;
11
         (2)
                     for two permanent full-time equivalent
12
              (2.0 FTE) office assistant III positions;
13
         (3)
                      for two permanent full-time equivalent
14
              (2.0 FTE) teacher licensing specialist II positions;
         (4) $ for one permanent full-time equivalent
15
16
              (1.0 FTE) Hawaii teacher standard board executive
17
              officer position;
18
         (5) $
                for substitute teachers; and
19
         (6)
                   for other operation costs.
20
         The sums appropriated shall be expended by the department
21
    of education for the purposes of this part.
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1 PART III

- 2 SECTION 4. This Act does not affect rights and duties that
- 3 matured, penalties that were incurred, and proceedings that were
- 4 begun before its effective date.
- 5 SECTION 5. New statutory material is underscored.
- 6 SECTION 6. This Act shall take effect on July 1, 2050.

Report Title:

Public Schools; Geographically Disadvantageous Land; Hawaii Teacher Standards Board; Appropriation

Description:

Provides that a public school shall not be required by the Department of Education to expend its own school funds to maintain any geographically disadvantageous land on or adjacent to its property. Appropriates funds for the Hawaii Teacher Standards Board. Effective 7/1/2050. (SD1)

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